

**CITY OF DELTONA, FLORIDA
REGULAR CITY COMMISSION MEETING
TUESDAY, JANUARY 21, 2014**

A Regular Meeting of the Deltona City Commission was held on Tuesday, January 21, 2014 at the City Hall Commission Chambers, 2345 Providence Boulevard, Deltona, Florida.

1. CALL TO ORDER:

The meeting was called to order at 6:30 p.m. by Mayor Masiarczyk.

2. ROLL CALL:

Mayor	John Masiarczyk	Absent (Excused)
Vice Mayor	Heidi Herzberg	Present
Commissioner	Webster Barnaby	Present
Commissioner	Zenaida Denizac	Present
Commissioner	Fred Lowry	Present
Commissioner	Chris Nabicht	Present
Commissioner	Nancy Schleicher	Present
City Manager	Dave Denny	Present
City Attorney	Becky Vose	Present
City Clerk	Joyce Raftery	Present

Also present: Public Works/Deltona Water Director Gerald Chancellor; Parks and Recreation Director Steve Moore; Planning and Development Services Director Chris Bowley; Building and Enforcement Services Director/Acting Deputy City Manager Dale Baker; and Acting Fire Chief Robert Rogers.

3. INVOCATION AND PLEDGE TO THE FLAG:

Silent Invocation Presented by Commissioner Nabicht.

4. APPROVAL OF MINUTES & AGENDA:

A. Minutes:

1. Approval of Minutes – Regular City Commission Meeting of January 6, 2014.

Motion by Commissioner Denizac, seconded by Commissioner Schleicher to approve the minutes of the Regular City Commission Meeting of January 6, 2014.

Motion carried unanimously with members voting as follows: Commissioner Barnaby For; Commissioner Denizac, For; Commissioner Lowry, For; Commissioner Nabicht, For; Commissioner Schleicher, For; and Vice Mayor Herzberg, For.

B. Additions or Deletions to Agenda:

City Attorney Becky Vose pulled Agenda Item 9-B.

5. PRESENTATIONS/AWARDS/REPORTS:

A. Presentation - Providing Autism Links & Support Inc. (PALS), presented by the Deltona Dunkin Donuts/Baskin Robbins franchise and property owners Gary and Peggy Heckel.

The Commission and Deltona Dunkin Donuts/Baskin Robbins franchisee and property owners Gary and Peggy Heckel presented Providing Autism Links and Support (PALS) with a check for \$2,500 dollars.

B. Presentation – Certificate of Recognition – 4th Annual Holiday Parade of Homes winner.

The Commission presented a Certificate of Recognition to the Stone Family for winning the 4th Annual Deltona Holiday Parade of Homes' competition, and provided them with an Ace Hardware gift certificate from Mr. Bill Anderson, owner of Anderson Ace Hardware.

C. Presentation – Quarterly Reports of City Advisory Boards/Committees.

Written Fourth Quarter Reports were submitted from the Parks and Recreation Advisory Committee and the William S. Harvey Deltona Scholarship Advisory Board.

6. PUBLIC FORUM – Citizen comments for items not on the agenda.

a) Jody Storozuk, 1811 Pennington Avenue, stated the City should purchase the bus benches from Waverly Media, to let local sign shops make the advertisements for the bus benches which would bring revenue to local businesses and the City, the City managing the bus bench advertising would reduce the sign permitting requirements, Waverly Media should have brought the benches into ADA compliance, and that the City's elected officials should be the focus group recommending and deciding on bus bench advertising, not residents.

b) Daniel Dudley, 1089 Pearl Tree Road, stated that there is a growing concern not just in the Sterling Park area, but throughout the whole City about the proposed plan to change the zoning at Sterling Silver and Saxon Boulevards from medical, office, professional to a business zoning, and he is against the proposed zoning change.

7. CONSENT AGENDA:

Vice Mayor Herzberg read the title of each item on the Consent Agenda.

Commissioner Lowry asked to pull Agenda Item 7-A.

Motion by Commissioner Denizac, seconded by Commissioner Nabicht to approve Consent Agenda Item 7-B.

Motion carried unanimously with members voting as follows: Commissioner Barnaby For; Commissioner Denizac, For; Commissioner Lowry, For; Commissioner Nabicht, For; Commissioner Schleicher, For; and Vice Mayor Herzberg, For.

A. Request for approval of proposed changes to the Parks and Recreation Advisory Committee By-Laws.

Commissioner Lowry asked staff to provide a general synopsis on the request for changes to the Parks and Recreation Advisory Committee By-Laws.

Parks and Recreation Director Steve Moore stated that the request takes out some of the City's standard by-law verbiage that does not apply to the Parks and Recreation Advisory Committees, brings sections of the Parks and Recreation Advisory Committee by-laws in line with other board's by-laws, and makes the by-laws more user friendly.

Motion by Commissioner Lowry, seconded by Commissioner Schleicher to approve changes to the Parks and Recreation Advisory Committee By-Laws.

Motion carried unanimously with members voting as follows: Commissioner Barnaby For; Commissioner Denizac, For; Commissioner Lowry, For; Commissioner Nabicht, For; Commissioner Schleicher, For; and Vice Mayor Herzberg, For.

***B. Request for approval of Sole Source award to Menzi USA Sales for an AEBI Terratrak TT210 Machine.**

Approved by Consent Agenda – to approve award to Menzi USA Sales, Inc. for one (1) AEBI Terratrak TT210 machine at a total cost not to exceed \$117,410.00.

8. ORDINANCES AND PUBLIC HEARINGS:

A. Public Hearing - Ordinance No. 18-2013, Phase II-B, amendments to the Land Development Code, at first reading and to schedule second and final reading.

Commissioner Denizac asked for an explanation of the change found in Exhibit A, Ordinance No. 18-2013, Page 74:7, Subsection 4. ~~4~~ where it says "The information shall be provided, or the study shall be completed within a time certain, not to exceed six (6) months..." and she asked if six (6) months was too long if the City's intent is to streamline the development process. Also, she questioned the change from five (5) working days to 10 on Page 74:7 (i h), (2) first sentence.

Planning and Development Services, Planning Manager Tom Pauls replied that the changes are not meant to slow up the process, but to allow staff time to conduct a thorough review, and that in most cases when an issue comes up before the Development Review Committee (DRC) it is quickly taken care of. He stated that as far as the issuing of the Development Order being in 10 working days instead of five (5) days; the reason is to allow an extra week to prepare the Development Order, since the City has eliminated the sketch plan and the overall development plan, and Site Plans are only reviewed by the DRC, the process has been streamlined by 2-3 months, the extra week is to insure that the final Development Order, which is a recorded document, is correct. He stated that in reference to the change of a specific study being completed "...within a time certain, not to exceed six (6) months...", that the requirement and language have not changed, the only change was to add the number "6" in parenthesis, but that staff would double check to make sure the changes were correct.

Motion by Commissioner Nabicht, seconded by Commissioner Schleicher to unanimously approve Ordinance No. 18-2013, that amends the Code of Ordinances Subpart B, Land Development Code, by adding, revising, and deleting certain provisions of Chapter 70, Section 30, "Definitions"; Chapter 74, "Administration"; Chapter 75, "Site Plan"; Chapter 106, "Subdivisions"; and Chapter 110, "Zoning" at first reading and to schedule second and final reading.

1 Vice Mayor Herzberg opened and closed the public hearing as there were no public comments.

2
3 City Attorney Becky Vose read the title of Ordinance No. 18-2013.

4
5 **AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, AMENDING CODE OF**
6 **ORDINANCES SUBPART B, LAND DEVELOPMENT CODE, BY ADDING, REVISING,**
7 **AND DELETING CERTAIN PROVISIONS OF CHAPTER 70, SECTION 30**
8 **“DEFINITIONS”; CHAPTER 74, “ADMINISTRATION”; CHAPTER 75, “SITE PLAN”;**
9 **CHAPTER 106, “SUBDIVISION”; AND CHAPTER 110, “ZONING”; PROVIDING FOR**
10 **CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.**

11
12 **Motion carried unanimously with members voting as follows: Commissioner Barnaby For;**
13 **Commissioner Denizac, For; Commissioner Lowry, For; Commissioner Nabicht, For;**
14 **Commissioner Schleicher, For; and Vice Mayor Herzberg, For.**

15
16 Ordinance No. 18-2013 was approved at 6:59 p.m.

17
18 **B. Public Hearing - Ordinance No. 01-2014, Tractor Supply Company Amendment to the**
19 **Official Zoning Map (RZ13-007), at first reading and to schedule second and final reading.**

20
21 Planning and Development Director Chris Bowley stated that a resident has expressed an interest in
22 the application; the resident live on Sandlor Drive near the intersection of Tab Drive and Sandlor
23 Drive, approximately 1,000 feet to the west of the site. The applicant has agreed to accommodate no
24 access between Sandlor Drive and the resident’s property, and provide directional lighting, a fence,
25 an extra buffer width of 30 feet instead of the code required 25 feet.

26
27 **Motion by Commissioner Lowry, seconded by Commissioner Barnaby to unanimously**
28 **approve Ordinance No. 01-2014, for the rezoning of approximately five (5) acres for Rural**
29 **Residential (RR-C) to the City's C-1 Retail Commercial (Project RZ13-007), at first reading**
30 **and to schedule second and final reading.**

31
32 Vice Mayor Herzberg opened the public hearing.

33
34 Rodney Honeycutt, Honeycutt & Associate Incorporated, 5195 South Washington Avenue,
35 Titusville, Florida, stated his company did the Tractor Supply store in Mims, Florida, just North of
36 Titusville, they have been invited to work on the Deltona Tractor Supply store, and he showed the
37 Commission a picture of the Mims Tractor Supply store. He stated that the Mims Tractor Supply
38 store manager, Mr. Steven Sword is being transferred to Deltona’s store, Tractor Supply always
39 hires local people, with the exception of the manager, it hires 12-20 full time people, he is proud of
40 the employee selection process and training, the company having one of the highest employee
41 retention rates in the Nation, and he would appreciate the Commission’s acceptance of the project.
42 He stated the intent is to try and open the store late in the Fall of 2014, and that streamlining the
43 ordinance is an excellent way to help them accomplish their opening date goal.

44 Vice Mayor Herzberg closed the public hearing.

45
46 City Attorney Becky Vose read the title of Ordinance No. 01-2014.

47

1 AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELTONA,
2 FLORIDA, BY AMENDING THE OFFICAL ZONING MAP FOR THE FOLLOWING
3 PROPERTY: A PARCEL OF LAND LYING IN SECTION 6, TOWNSHIP 19 SOUTH,
4 RANGE 32 EAST AND BEING (A PART OF LOTS 14 THROUGH 25, BLOCK 203), (LOTS
5 1 THROUGH 8, AND PART OF LOTS 9 THROUGH 16, BLOCK 403), AND (LOT 1, AND
6 PART OF LOTS 2, 3, 5 AND UN-NUMBERED LOT IN BLOCK 601), TOGETHER WITH
7 PORTIONS OF VACATED 1ST STREET EAST, 2ND STREET EAST AND PORTIONS OF
8 VACATED ALLEYS ALL AS SHOWN ON THE PLAT OF 2ND ADDITION TO CARNELL
9 AS RECORDED IN PLAT BOOK 10, PAGE 128 OF THE PUBLIC RECORDS OF
10 VOLUSIA COUNTY, FLORIDA. SAID PARCEL OF LAND BEING MORE
11 PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE
12 INTERSECTION OF THE EAST LINE OF THE WEST 995.4 FEET OF SAID SECTION 6
13 WITH THE SOUTH RIGHT OF WAY LINE OF SANDLOR DRIVE AS SHOWN ON THE
14 PLAT OF DELTONA LAKES AS RECORDED IN PLAT BOOK 28, PAGE 95 OF THE
15 PUBLIC RECORDS OF VOLUSIA COUNTY, FLORIDA; THENCE N.89°53'05"E., ALONG
16 SAID RIGHT OF WAY LINE, 401.12 FEET TO THE POINT OF BEGINNING OF THE
17 PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUE N.89°53'05"E., ALONG
18 SAID RIGHT OF WAY LINE AND THE EASTERLY PROLONGATION THEREOF, 854.00
19 FEET TO A POINT LYING ON THE WESTERLY RIGHT OF WAY LINE OF STATE
20 ROAD NO.415 AS SHOWN ON STATE ROAD RIGHT OF WAY MAP FOR STATE ROAD
21 NO. 415, SECTION 79120, F.P. NO.407355 4 AND THE ARC OF A CIRCULAR CURVE,
22 CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 3355.00 FEET AND TO WHICH
23 POINT A RADIAL LINE BEARS N.45°57'40"W.; THENCE SOUTHWESTERLY, ALONG
24 SAID RIGHT OF WAY LINE AND ALONG THE ARC OF SAID CURVE, THROUGH A
25 CENTRAL ANGLE OF 06°56'37", 406.58 FEET; THENCE N.89°53'05"W., 589.13 FEET;
26 THENCE N.00°06'55"W., 308.14 FEET TO THE POINT OF BEGINNING. CONTAINING
27 5.07 ACRES MORE OR LESS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN
28 EFFECTIVE DATE.
29

30 Motion carried unanimously with members voting as follows: Commissioner Barnaby For;
31 Commissioner Denizac, For; Commissioner Lowry, For; Commissioner Nabicht, For;
32 Commissioner Schleicher, For; and Vice Mayor Herzberg, For.
33

34 Ordinance No. 01-2014 was approved at 7:05 p.m.
35

36 **9. OLD BUSINESS:**
37

38 **A. Saxon Ridge Homeowners' Association – Acceptance of streets.**
39

40 Vice Mayor Herzberg opened the public hearing.
41

42 City Manager Dave Denny stated that the issue has been worked on for some time and that he feels
43 an agreement has been reached between the City and the Saxon Ridge home owners group.
44

45 City Attorney Becky Vose stated that she had provided the Commission with a revised page two (2)
46 to the agreement which originally had a typographical error, that the President of the Saxon Ridge
47 Home Owners Association (HOA) has seen the agreement and the revision, and that he is fine with
48 the whole agreement.
49

1 Commissioner Nabicht stated that he was uncomfortable with stormwater issues in the area, the
2 agreement does not clearly delineate where the stormwater system begins and ends, where the roads
3 begin and end, the curb and gutter portion of the stormwater system, that Saxon Ridge residents are
4 already paying stormwater fees in its taxes and he asked why the association would agree to be
5 responsible for stormwater system maintenance. He stated the agreement needs to clearly delineate
6 who is responsible for stormwater system issues, and where the stormwater system begins and ends.
7 Mrs. Vose replied that stormwater issues are addressed in paragraph five (5) of the agreement,
8 stormwater system failure and repair procedures were discussed, all property owners pay the
9 stormwater system assessment through taxes to pay for its portion of the City's overall stormwater
10 system, and the assessment is not directly related to whether or not a house is on the stormwater
11 system.

12
13 Commissioner Nabicht asked if possible stormwater system failures during emergencies and the
14 possibility of Federal Emergency Management Agency (FEMA) reimbursement was taken into
15 consideration when writing the agreement.

16
17 Edwin Lasanta, 459 Haversham Road, President of the Saxon Ridge Home Owners Association,
18 replied that since the inception of the association it has been responsible for the stormwater system,
19 part of the fees and dues collected each year is set aside as a reserve to pay for those types of
20 problems, there is \$55,000 dollars currently in the reserve fund, the association is willing to continue
21 to take care of the stormwater system as it always has, that the main concern is to get the streets
22 dedicated to the City as public streets, and not private streets because the streets are public and used
23 by everyone.

24
25 Commissioner Nabicht discussed possibly moving forward with just the roads portion of the
26 agreement, future changes to the Saxon Ridge HOA staff and possible effects on the agreement, and
27 County tax bills not being able to be changed by the Commission.

28
29 Commissioner Denizac stated that the Commission needs to look at the bigger picture, the agreement
30 needing to clearly address stormwater issues that could potentially run into millions of dollars, and
31 she asked what happens if a house goes into foreclosure and the house has an assessment against it,
32 and Mrs. Vose replied that liens are part of a tax bill, people are not allowed to make a partial
33 payment to a tax bill, people either pay their taxes or do not, and that tax bills are different than Code
34 Enforcement liens.

35
36 Commissioner Denizac asked Mr. Denny to provide an estimated cost for possible stormwater
37 system failure, and Mr. Denny replied both stormwater system or road failure could be very
38 expensive for the City, and cost would be dependent on each situation. He also stated the Saxon
39 Ridge HOA has accepted the terms of the agreement, that his concern pertaining to stormwater
40 system failure causing a road to fail is addressed in paragraph five (5), the curb and gutter issues
41 could possibly be better identified, but other than that, staff awaits the Commission's decision.

42
43 Commissioner Barnaby stated that he is in support of the agreement, he thanked the City Attorney
44 and City Manager for addressing some of the fears mentioned, the fears mentioned are hypothetical
45 in nature, failure has been addressed in paragraph five (5), and that both Charter Officers have
46 concurred the City should move forward with the agreement.

Motion by Commissioner Barnaby, seconded by Commissioner Schleicher to unanimously approve the Settlement Agreement with Saxon Ridge Homeowners' Association.

The Commission and staff discussed the definition of "promptly" in the agreement, being furthered defined as within 10 working days, or immediately if it is an emergency.

Motion carried with members voting as follows:

Commissioner Barnaby	For
Commissioner Denizac	For
Commissioner Lowry	For
Commissioner Nabicht	Against
Commissioner Schleicher	For
Vice Mayor Herzberg	For

B. Bus Benches – Update – Waverly Media and Maverick Bench Media.

Agenda item was pulled by City Attorney, Becky Vose.

10. NEW BUSINESS:

A. Request for consideration of a Commercial Sewer Feasibility Study of the Saxon/N. Normandy Blvd. intersection area.

City Manager Dave Denny stated that a drawback to economic development is the lack of sanitary sewer in the area of Saxon and Normandy Boulevards, up to the Interstate 4 (I4) which has been discussed on several occasions, there is a small sewer system in back of the Publix but it is in no way large enough to handle the entire area. In discussing the issue with one of the engineers the City has under contract, it gave the City a price of \$10,600 dollars to conduct the feasibility study of the area which would include how the City would get that amount of waste water to the Fisher Waste Water Treatment Plant off Providence Boulevard. The second part of the request is that the fee to pay the engineer be taken out of the \$1,000,000 dollars set aside by the Commission for economic development infrastructure improvements.

Commissioner Schleicher stated that the study was a "have to have" study for future economic development in the area, and she asked if the study also covered residential hook-up, and Mr. Denny replied commercial only, that although there are some homes in the area, it does have a commercial overlay.

Motion by Commissioner Lowry, seconded by Commissioner Barnaby to direct staff to commence with the sanitary sewer feasibility study of the Saxon/N. Normandy Blvd. intersection area.

Commissioner Nabicht asked if staff has discussed the study or coordinated with the Florida Department of Transportation (FDOT) and its possible plan to widen Saxon Boulevard at least up to Normandy Boulevard, maybe as far as Tivoli Road, and the Transportation Planning Organization (TPO) discussions about possibly funding that project and Mr. Denny relied "yes" staff would have to coordinate with FDOT and Volusia County.

1 Commissioner Schleicher asked if the engineering firm could also look at the feasibility of putting in
2 gray water lines, and Mr. Denny replied "yes" but that it would be quite a way to run an existing
3 gray line that has treated affluent in it down to that location, but he would have it looked at.

4
5 Commissioner Denizac asked if the study would provide a better picture of how much it will cost
6 citizens to put sewer in that area, and Mr. Denny replied "yes" the study is to look at the practicality
7 of the distance involved and what the costs would be for improvements not only in the immediate
8 area but also look at any improvements needed to the system between there and the Fisher Waste
9 Water Treatment Plant.

10
11 **Amended motion by Commissioner Barnaby, that under no circumstances are residents to be**
12 **forced, or mandated to hook-up to sewer lines.**

13
14 **Amended motion died for lack of a second.**

15
16 Commissioner Barnaby stated he is not in favor of, nor does he believe in forcing residents to hook-
17 up to sewer.

18
19 Vice Mayor Herzberg stated that the motion is just to commence a feasibility study, and that the
20 more appropriate time to see how many, if any residential parcels would be impacted is after the
21 study.

22
23 Mr. Denny stated that once the study is completed, before anything is done it would come back to
24 the Commission, there is no intent to require residential hook-up or to change an ordinance, and that
25 City ordinances already require commercial businesses to hook-up to sanitary sewer as long as it is
26 within a quarter of a mile.

27
28 **Motion carried unanimously with members voting as follows: Commissioner Barnaby For;**
29 **Commissioner Denizac, For; Commissioner Lowry, For; Commissioner Nabicht, For;**
30 **Commissioner Schleicher, For; and Vice Mayor Herzberg, For.**

31
32 **11. CITY ATTORNEY COMMENTS:** None.

33
34 **12. CITY MANAGER COMMENTS:**

35
36 City Manager Dave Denny stated that the City has received an offer for the full asking price on the
37 Dupont Lakes property and he asked the Commission for permission to sign the offer and move
38 forward with the process.

39
40 Commissioner Nabicht stated that he was not comfortable with taking the property off the market for
41 120 days, that if it is taken off the market the escrow money belongs to the City, and that the
42 property should remain on the market for other possible offers.

43
44 City Attorney Becky Vose recommended the City leave the property on the market and to instruct
45 the City's realtor for the DuPont Lakes property to accept backup offers.

46
47 Commissioner Denizac stated she is in favor of the sale, she also suggested having an appraisal done
48 for the public works property on Howland Boulevard, and to put the property on the market.

1 **Motion by Commissioner Barnaby, second by Commissioner Nabicht to accept the full asking**
2 **price for the Dupont Lakes property, and to provide the City Manager permission to move**
3 **forward with the sale.**

4
5 **Motion carried unanimously with members voting as follows: Commissioner Barnaby For;**
6 **Commissioner Denizac, For; Commissioner Lowry, For; Commissioner Nabicht, For;**
7 **Commissioner Schleicher, For; and Vice Mayor Herzberg, For.**

8
9 Mrs. Vose recommended opening the issue for public comment before voting, and to vote again at the
10 conclusion of any public comments.

11
12 Vice Mayor Herzberg opened and closed the public hearing as there were no public comments.

13
14 **Motion carried unanimously with members voting as follows: Commissioner Barnaby For;**
15 **Commissioner Denizac, For; Commissioner Lowry, For; Commissioner Nabicht, For;**
16 **Commissioner Schleicher, For; and Vice Mayor Herzberg, For.**

17
18 **A. Lobbyist Update:**

- 19
20 1) There is an untitled Bill being discussed in Tallahassee pertaining to economic
21 development, amending Florida Statute 163-3180, prohibiting a local government from
22 applying transportation concurrency or requiring proportionate-share contributions or
23 construction for a new business development for a specific amount of time.
24
25 2) There is a similar untitled Bill being discussed in Tallahassee pertaining to economic
26 development, amending Florida Statute 163.31801, prohibiting a county, municipality, or
27 special district from imposing certain new or existing impact fees on a new business
28 development for a specific period.
29
30 3) The Senate Banking and Insurance Committee reported favorably on Senate Bill 542,
31 which if passed, the legislation will provide relief to homeowners experiencing large
32 increase in premiums resulting from the 2012 Federal Legislation aimed at
33 supplementing the underfunded National Flood Insurance program.
34
35 4) US Census Bureau released updated statistics showing Florida trailing New York in total
36 population by less than 100,000 residents, it predicts Florida will pass New York within
37 the next year, Florida currently has approximately 19.6 million residents, which is
38 230,000 more than last year and 750,000 more than the 2010 census.
39
40 5) Senate Bill 246 which seeks to amend local government pensions, Florida League of
41 Cities is opposed to the bill, and he will provide Commission feedback to the Lobbyist.
42
43 6) Senate Bill 510 which authorizes local government neighborhood improvement districts
44 (NIDs) to borrow money and incur debt, pledging special assessments to meet such
45 obligations.
46
47 7) Senate Bill 538 which will provide an exemption from public records requirements for
48 email addresses obtained by the tax collector.
49

8) Florida is to receive \$100 million dollars in funding for “Visit Florida” which will enable the Sunshine State to do year round marketing to domestic and foreign visitors, and assist communities in attracting direct international visitors to the State and communities.

9) The Florida Department of Transportation (FDOT) will receive \$8.8 billion dollars to make strategic transportation improvements throughout the State. This will fully fund the Florida Department of Transportation’s Work Program and continue vital investments in port construction, bridge and other transportation infrastructure improvements.

13. CITY COMMISSION COMMENTS:

a) Commissioner Barnaby congratulated Vice Mayor Herzberg for a great job managing the meeting, extended his prayers to Mayor Masiarczyk for a healthy recovery, thanked the Commission for supporting him during his tenure as a Deltona Commissioner, he is proud to be a Deltona resident, that he announced his candidacy for the County Council at Large representative in Volusia County on January 15, 2014, his son’s birthday and birthday of one of his heroes and great republican, Doctor Martin Luther King Jr. He stated he wants to bring about change for Deltona to establish it as a place people want to come to, and to benefit all Volusia County cities. He thanked Vice Mayor Herzberg for being mistress of ceremonies during the Martin Luther King prayer breakfast held at the Deltona Lakes Baptist Church, and Mr. Mike Williams from Dreamkeepers for being an advocate for establishing racial tranquillity, for the homeless, and the poor. He stated he will work hard to establish a homeless shelter in Deltona, and he asked to hear from the business community on partnering ideas to help the less fortunate, that he loves serving people, and that he is proud to serve in Volusia County.

b) Commissioner Denizac congratulated Vice Mayor Herzberg for a great job managing the meeting, and she thanked her for the outstanding job she did representing the City as mistress of ceremonies for the Martin Luther King breakfast. She stated she is serious in suggesting the City relocate public works and put the property on the market, encouraged Commissioners to bring the issue up at the next workshop, and she wants to continue on the trend of making things happen in Deltona.

c) Commissioner Nabicht stated that last week several Commissioners had the opportunity to attend the Team Volusia Economic Summit, congratulated John Wannamaker for being selected as the new Team Volusia leader, Mr. Wannamaker used to be a Deltona firefighter, and he definitely has Deltona and Volusia County at heart when he talks about bringing economic development to the area. He stated there is a lot coming to Deltona in the future, that water is a topic of conversation in all cities and he encouraged all Commissioners as budget time comes around again, in coordination with economic development, to consider all possibilities of investing in the future of the City’s water system, reclaimed water, and alternative water sources. He discussed the benefits to all cities of Florida’s water districts falling under the supervision of the Department of Environmental Protection (DEP), the DEP forms and permitting process being streamlined but some of its rules and restrictions are a little tighter, which could possibly cause an unintended delay in projects.

d) Commissioner Schleicher stated that the Sterling Park development rezoning will be discussed at the P&Z Board meeting on February 19, 2014, the importance of making sure the Sterling Park Homeowners Association is aware of the meeting, and Mr. Denny replied that the HOA is aware of the meeting and are represented by Attorney Darren Elkind who has been informed of the meeting. She discussed the Charter Review timeline and she asked when the Charter Review Committee (CRC) update would come before the Commission, and Mrs. Vose replied “at the next meeting”. She asked

1 for the following topics to be added to future Commission meetings for discussion: an update on
2 Brownfields, a review of event fees, the possibility of establishing a waiver donation policy, and Florida
3 League of Cities (FLC) voting at the next FLC legislative meeting on whether or not cities will be
4 required to join the Volusia Council of Governments (VCOG).
5

6 e) Commissioner Lowry asked for an update on the Scrubjay study, and Mr. Denny replied that the
7 City heard back from the consultant, staff had a meeting to discuss the study, and he should have an
8 update prepared for the Commission very soon. He concurred with Commissioner Denizac's
9 suggestion to put the public works property on the market, and he thanked City staff for the yeoman's
10 job on streamlining processes. He stated he attended the MLK breakfast and the gospel singing at the
11 Alliance Church, which actually started at the Deltona Lakes Baptist Church many years ago, and he
12 thanked Mike Williams and the Dreamkeepers for the magnificent job it did on the MLK weekend.
13

14 f) Vice Mayor Herzberg congratulated Mr. Lasanta on the Saxon Ridge agreement and she thanked
15 him for his perseverance and dedication to his community. The Boys and Girls Club now has a new
16 way to figure out who goes to which clubs by zip code, between Deltona's two (2) zip codes the City
17 has 367 kids that go to the Harris Saxon club, the City has a good turnout for a boys and girls club, and
18 that in time maybe the City could consider a much needed second location in another part of the City.
19 She stated the Team Volusia annual meeting and MLK breakfast were both great events and were well
20 attended by the City, she sees the Commission coming together as a team and providing more
21 Commission representation at other City and community events, she attended a homelessness and a
22 Safe Harbor presentation on January 10, 2014, the VCOG and VLC visit to observe Pinellas County's
23 Homeless program, and VCOG/VLC'S agreement that would require buy-in from all business,
24 municipality and government agencies to develop a homelessness program,
25

26 The Commission discussed when to review whether or not to join VCOG, how much VCOG
27 membership costs, VCOG and VLC memberships being combined together, meaning a City cannot be a
28 member of only one of the organizations, and how the homeless issue is affected by VCOG and FLC
29 combining.
30

31 **After discussion, the Commission concurred to discuss VCOG membership at a later**
32 **Commission Workshop.**
33

34 Vice Mayor Herzberg concurred with Commissioner Denizac's suggestion to put the public works
35 property on the market, she thanked everyone for assisting with the meeting, and she wished Mayor
36 Masiarczyk a speedy recovery.
37

38 **14. ADJOURNMENT:**
39

40 There being no further business, the meeting adjourned at 7:54 p.m.
41
42
43
44

45 _____
46 **Heidi Herzberg, Vice Mayor**

47 **ATTEST:**
48

49 _____
Mitch Honaker, Deputy City Clerk